

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>JEAN ALLRICH</b> <i>Plaintiff</i>	:	<b>CIVIL ACTION</b>
	:	
	:	
v.	:	<b>NO. 22-0433</b>
<b>CITY OF PHILADELPHIA, et al.</b> <i>Defendants</i>	:	
	:	

**ORDER**

**AND NOW**, this 1<sup>st</sup> day of September 2023, consistent with the Memorandum Opinion and Order of the Honorable Eduardo C. Robreno issued in this matter on July 7, 2023, [ECF 54, 55], and in light of Plaintiff's failure to file a second amended complaint, it is hereby **ORDERED** that Counts I and II of the amended complaint are **DISMISSED**, with prejudice, as to Defendants City of Philadelphia, Warden Michele Farrell, Warden Nancy Gianetta, and Commissioner Blanche Carney.<sup>1</sup> Accordingly, these defendants are dismissed from this action.

**BY THE COURT:**

/s/ Nitza I. Quiñones Alejandro

**NITZA I. QUIÑONES ALEJANDRO**

*Judge, United States District Court*

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<sup>1</sup> This matter was originally assigned to Judge Robreno. By Memorandum Opinion and Order dated July 7, 2023, Judge Robreno dismissed Counts I and II against the above-identified defendants, without prejudice. [ECF 54, 55]. Plaintiff was given until July 26, 2023, to file a second amended complaint and advised that his failure to do so would result in the dismissal of all claims against these defendants, with prejudice. [*Id.*]. Plaintiff has not filed a second amended complaint. As such, Counts I and I are dismissed with prejudice as against the above-identified defendants. This matter will continue against Defendants Steven Carter and Carlos Barbour only.